

## LA WORKERS' COMPENSATION SECOND INJURY BOARD

Meeting of June 5, 2014

The regular meeting of the Second Injury Board convened at 2:06 p.m.

The following were present:

1. Mr. Charles Hansberry, Chairman, representing Commissioner of Insurance
2. Mr. Larry White, I. T. Consultant
3. Mr. Steve Hawkland, representing Secretary of State
4. Ms. Lynette Mack, representing State Treasury
5. Ms. Pauline Williams, SIB Director
6. Michelle Sumrall, Compliance Supervisor
7. Meridith Trahan, General Counsel
8. Shaneka Davis, Recording Secretary

Mr. Hansberry, Chairman, called the meeting to order and began with *Item 1* on the agenda, being the reading of the minutes from the previous meeting. Mr. Hawkland moved to dispense with the reading of the minutes and approve the minutes as printed and distributed. The motion was seconded by Ms. Macky and passed unanimously.

The Chairman moved to *Item 2* on the agenda, one hearing schedule for Claim #13-0133 was postponed.

Next the Chairman moved to *Item 3* on the agenda, being the recommendation of staff to approve reimbursement on the following (10) claims; beginning with Claim #13-1067 and ending with Claim #13-1067, removing Claim #14-0174. The motion was made by Mr. White and seconded by Mr. Hawkland and passed unanimously.

1.	13-0216	City of New Orleans	104 week deductible
2.	13-0232	Amerisure Insurance	104 week deductible
3.	13-0266	Monroe City School Board	104 week deductible
4.	13-0271	Louisiana Workers' Compensation Corporation	104 week deductible
5.	13-0390	Lumbermen's Underwriting Alliance	104 week deductible
6.	13-0438	Louisiana Hospital Association	104 week deductible
7.	13-0589	Louisiana Office of Risk Management	104 week deductible
8.	13-0642	LUBA Casualty Insurance Company	104 week deductible
9.	13-0820	Jefferson Parish School Board	104 week deductible
10.	13-0827	City of New Orleans	104 week deductible
11.	13-0865	Louisiana Safety Association of Timbermen	104 week deductible
12.	13-0912	Louisiana Workers' Compensation Corporation	104 week deductible
13.	13-0934	St. James Parish School Board	104 week deductible
14.	13-0988	Insurance Co of the State of PA	104 week deductible
15.	13-1034	LA Restaurant Association	104 week deductible
16.	14-0109	Brookshire Grocery Company	104 week deductible

Mr. Hansberry asked for a motion to accept the recommendation of staff and approve reimbursement of these claims. The motion was made by Mr. White, seconded by Mr. Hawkland, and passed unanimously.

The Chairman moved to *Item 4* on the agenda, being the recommendation of staff to deny reimbursement for the following (55) claims; beginning with Claim #11-0571 and ending with Claim #14-0165. Item 30 Claim # 13-0894 has been postponed.

1. 11-0828 Arch Insurance Company
2. 12-0097 Zurich American Insurance Company
3. 12-0294 National Union Fire Insurance – Pittsburgh, PA
4. ~~12-0472 General Motors Corporation~~ Postpone
5. 12-0566 LUBA Casualty Insurance Company
6. 12-0665 Louisiana Commerce & Trade Association
7. 12-0697 Cargill Inc. & Subsidiaries
8. 13-0009 Georgia-Pacific Corp
9. 13-0190 New Hampshire Insurance Company
10. 13-0383 Saia Motor Freight Line
11. 13-0587 PA Manufacturers Association Insurance Company
12. 13-0602 Stonetrust Commercial Insurance Company
13. 13-0793 Bridgefield Casualty Insurance Company
14. 13-0796 Louisiana Office of Risk Management
15. 13-0819 New Hampshire Insurance Company
16. 13-0822 None Documented
17. 13-0828 City of Baton Rouge
18. 13-0834 Louisiana Workers' Compensation Corporation
19. 13-0838 Louisiana Construction & Industry - SIF
20. 13-0840 EBRP School Board
21. 13-0847 Farmington Casualty Company
22. 13-0849 New Hampshire Insurance Company
23. 13-0850 Louisiana Construction & Industry – SIF
24. 13-0858 Jefferson Parish School Board
25. 13-0867 Gulf Island Fabricators
26. 13-0885 LA Construction & Industry
27. 13-0887 Louisiana Office of Risk Management
28. 13-0897 LUBA Casualty Insurance Company
29. 13-0924 American Interstate Insurance Company
30. 13-0926 Sentry Insurance
31. 13-0983 LUBA Casualty Insurance Company
32. 13-1025 LUBA Casualty Insurance Company
33. 13-1031 Louisiana Hospital Association
34. 13-1079 Liberty Mutual Insurance Company
35. 14-0015 Jefferson Parish School Board
36. 14-0055 Jefferson Parish School Board
37. 14-0060 City of Alexandria
38. 14-0112 LEMIC Insurance Company

Mr. Hawkland moved to accept the recommendation of staff to deny these claims. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to *Item 5* on the agenda, being the recommendation to approve reimbursement of (255) partial payments beginning with Claim #82-0100 and ending with Claim #12-0657. Mr. Hansberry asked for a motion to accept the recommendation and approve reimbursement of the partial payments as submitted on the agenda of June 5, 2014. The motion was made by Mr. White, seconded by Mr. Hawkland and passed unanimously.

The Chairman moved to *Item 6* on the agenda, being the recommendation to approve (116) quarterly payments due beginning with Claim #92-0968 and ending with Claim #12-0349. Ms. Mack moved to accept the recommendation of the Director and approve reimbursement of quarterly payments as submitted on the agenda of June 5, 2014. The motion was seconded by Mr. Hawkland and passed unanimously.

The Chairman moved to *Item 7*, Public Comment. No one from the public was present therefore, the Chairman moved to *Item 8* on the agenda. Mr. Hawkland made a motion to go into Executive Session to discuss Second Injury Board litigation and settlements. Mr. White seconded the motion and it was passed unanimously.

Upon returning from Executive Session, the Chairman moved to *Item 8a* of the agenda, being settlement recommendations. Recommendation was requested to expand the agenda to add Claims# 99-0623 and 03-0360 to *Item 8a*. Motion to expand the agenda was by Ms. Mack and second by Mr. Hawkland and passed unanimously. It's been recommended by staff that (14) items be paid on a quarterly bases, (see attached). The Chairman requested a motion to approve the recommendations of the Director regarding settlement authority as discussed in Executive Session and to extend settlement authority to be reimbursed on quarterly basis for the following claims:

1. 01-0840
2. 01-1247
3. 03-0003
4. 05-0167
5. 05-0951
6. 07-0200
7. 09-0106
8. 09-0581
9. 11-0166
10. 11-0352
11. 11-0936
12. 12-0013
13. 12-0073

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14. 12-0264
15. 12-0594
16. 12-0966
17. 13-0231

Mr. Hawkland moved to accept the recommendation. The motion was seconded by Ms. Mack and passed unanimously.

There's (3) times were recommended to be denied for settlement and be paid on an on-going basis:

1. 99-0623
2. 03-0360
3. 11-0436

Mr. Hawkland moved to accept the recommendation. The motion was seconded by Ms. Mack and passed unanimously.

The Chairman moved to *Item 8b* of the agenda, being Second Injury Board litigation. The Chairman asked for a motion to grant authority to legal counsel as discussed in Executive Session, to represent the Board in the following manner:

1. Claim #11-0224 settlement authority
2. Claim #11-0318 continue litigation
3. Claim #12-0412 settlement authority
4. Claim #12-0891 continue litigation

Mr. Hawkland moved to accept the recommendation. The motion was seconded by Ms. Mack and passed unanimously.

There being no further business to discuss, the Chairman asked for a motion to adjourn. Mr. White made the motion which was seconded by Ms. Mack and passed unanimously.

The meeting was adjourned at 2:16 p.m.

Recording Secretary: Shaneka Davis